



ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

Age: 64	CHRIS WADE , successor conservator, is Petitioner. Petitioner states: 1. The Conservatee has never been married and has no children. He has two living brothers, Gary Wade and Petitioner. The Conservatee also has a deceased brother. 2. The Conservatee lives with Petitioner and Petitioner's girlfriend, Sheila Kajitani, who is also friends with the Conservatee and has lived with the Petitioner and Conservatee for the past 26 years and has assisted in his care. However, Sheila Kajitani is not a caregiver as described under the Probate Code. 3. The purpose of this Petition is to transfer assets remaining in the name of the Conservatee to a revocable living trust in order to avoid probate costs and delay on the Conservatee's death by transferring the conservatorship estate to the trustee of The Ron C. Wade Revocable Trust (to be established)(the "Trust") 4. The primary purpose of the Trust is to provide for the Conservatee's health, support, comfort and welfare and to save the costs involved in the administration of a probate estate. 5. The Trust names Petitioner, Christopher Wade, as trustee of the Trust. The successor trustees are Sheila Kajitani and Gary Wade, in that order. 6. Conservatee's Will, dated 09/20/06, leaves his entire estate to Petitioner, Chris Wade. The Will does not mention any further distribution in the event of Chris Wade's death. 7. Conservatee has indicated that in the event of the death of Chris Wade, or his incapacity, he would want Sheila Kajitani as the successor trustee, successor executor under the will and successor beneficiary under the Trust. Continued on Page 2	NEEDS/PROBLEMS/COMMENTS: CONTINUED FROM 01/21/14 Petitioner has modified the proposed trust. The Following notes/comments relate to the modified document filed 12/26/13. 1. The modified Trust does not have a paragraph 3.2 as referred to in the Declaration of Gary Bagdasarian at paragraph c. 2. The modified Trust is missing article 12 completely. 3. Article 10.4 titled "Effective Dates" refers to appointments, designations, removals or revocations of a Trustee and states that those appointments, etc., shall be by Court order, but includes the clarifier prior to the death of Ron C. Wade. It is unclear why this extra statement is included. The Rules of Court do not make this distinction. 4. The proposed beneficiaries under the Trust are not all of the intestate heirs of the conservatee. It is unclear whether all of the intestate heirs of the conservatee have been provided with notice. The Petition indicates that the Conservatee has two living brothers and a predeceased brother. There is no mention whether any of his brothers have issue. Need clarification. It is noted that that the Proof of Service filed 12/26/13 shows service to several people, but their relationships to conservatee are unclear. Continued on Page 2
Cont. from 110713, 120513, 012114		
Aff.Sub.Wit.		
✓ Verified		
Inventory		
PTC		
Not.Cred.		
✓ Notice of Hrg		
✓ Aff.Mail w/		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
✓ Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

8. The proposed Declaration of Trust of the Ron C. Wade Wade Revocable Trust (to be dated) provides that the sole beneficiary of the Trust would be Petitioner, Christopher Glen Wade, and the remainder beneficiaries would be Sheila Kajitani and Gary Eugene Wade, in that order.
9. This estate planning, to be completed on behalf of the Conservatee, is essential in order to carry out his testamentary desire and to minimize expenses in connection with the administration of his estate upon his death, and to minimize taxes based on the previous tax planning done in connection with the creation of the Trust.
10. Petitioner has no reason to believe that the Conservatee is opposed to the proposed action and believes that, if the Conservatee had the capacity to do so, he would take the proposed action.

Petitioner requests this Court make an Order as follows:

1. Authorizing Chris Wade, as Conservator of the Estate of Ron C. Wade, to:
 - a. Execute and date the Ron C. Wade Revocable Trust;
 - b. To transfer the assets listed on Exhibit D to this Petition, together with any other assets of the Conservatee, Ron C. Wade, that may come into the Conservator's knowledge and possession, to Christopher Glen Wade, Trustee of The Ron C. Wade Revocable Trust (to be dated); and
 - c. To execute the Last Will and Testament of Ron C. Wade on his behalf

Declaration of Gary G. Bagdasarian in Support of Petition for Substituted Judgment to Transfer Assets to Revocable Living Trust states:

1. In connection with the Petition for Substituted Judgment to Transfer Assets to Revocable Living Trust filed 09/27/13, the Revocable Living Trust has been modified to take into account California Rules of Court 7.903.
2. A revised Declaration of Trust for Ron C. Wade is attached and meets the requirement of CRC § 7.903.

NEEDS/PROBLEMS/COMMENTS (Continued):

5. The Petition indicates that the primary beneficiary (Petitioner/Conservator, Chris Wade) of the proposed trust instrument is the same as in the conservatee's will executed on 09/20/06. It is noted that the conservatee has been subject to conservatorship of his Person and Estate since 1991 and therefore was conserved at the time the 09/20/06 will was executed. It is unclear whether the conservatee had capacity to execute a will in 2006 and the Examiner was unable to locate a Petition for the creation of will for the Conservatee around the 09/20/06 date.
6. The 2006 will does not name a beneficiary after Chris Wade. It is unclear why the proposed trust instrument names the Petitioner's girlfriend as the contingent beneficiary and not the conservatee's other brother. The Court may require more information.
7. The Petition states that Sheila Kajitani has assisted in caring for the conservatee for the last 26 years, but states that she is not a caregiver as described in the Probate Code. Need more information as to why Ms. Kajitani should not be considered a caregiver under the Probate Code.
8. It is noted that as of the settling of the first account of successor trustee (Petitioner, Chris Wade), the conservator had in his possession property on hand in the amount of \$210,738.92 at the end of the accounting period, of which \$200,975.42 is cash. The Conservator currently has bond posted in the amount of \$114,000.00. It appears that some of the cash assets are currently held in a blocked account at Premier Valley Bank. Exhibit D to the Petition, which lists the assets proposed to be transferred to the proposed trust does not include an account at Premier Valley Bank. The Petition is unclear as to whether all of the conservatee's assets are to be transferred to the trust.

Second Declaration of Gary Bagdasarian in Support of Petition for Substituted Judgment to Transfer Assets to Revocable Living Trust filed 1-16-14 states:

- Ron C. Wade was appointed as successor conservator of the estate on 9-19-11. The prior will was executed prior to Chris Wade acting as conservator. However, it is alleged that the Conservatee had the capacity to execute a will at the time, and that his desire for distribution of his estate has remained the same since 2006.
- Sheila Kajitani has assisted in care of the Conservatee for the last 26 years and has developed a much closer bond to the Conservatee than the conservatee's other brother. Furthermore, Ms. Kajitani would not be defined as a care custodian as she received no remuneration, has had a personal relationship with the Conservatee for a substantial period, and does not provide the health and social services described in §21362 to any substantial extent, and only in conjunction with the conservator Chris Wade.

(1) Second Account Current and Report of Conservator and (2) Petition for Allowance of Compensation to Conservator and Attorney

Age: 91		PUBLIC GUARDIAN , Conservator, is Petitioner. Account period: 11/21/11 – 11/21/13 Accounting - \$186,581.73 Beginning POH - \$108,546.68 Ending POH - \$96,738.73 Conservator - \$1,536.40 (11.50 staff hours @ \$76/hr. and 6.9 deputy hours @ \$96/hr.) Attorney - \$1,250.00 (less than allowed per Local Rule) Bond Fee - \$207.76 (ok) Petitioner prays for an Order: 1. Approving, allowing and settling the second account; 2. Authorizing the conservator and attorney fees and commission; and 3. Authorizing payment of the bond fee. Court Investigator Jennifer Young filed a report on 04/02/13.	NEEDS/PROBLEMS/COMMENTS:
Cont. from			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail w/		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
	2620(c) n/a		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

Reviewed by: JF
Reviewed on: 02/19/14
Updates:
Recommendation:
File 2 – Nygaard

Report of Sale and Petition for Order Confirming Sale of Real Property

DOD: 05/19/12		SUZIE ANTUNA , Administrator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. The Petition is not marked at item 5 regarding commission. It appears that there was not a broker involved in this sale; however need clarification.
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	w/	
<input checked="" type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input checked="" type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
Sale Price - \$22,500.00			
Overbid - \$24,125.00			
Reappraisal - \$22,500.00			
Property - 437 9th Street Orange Cove, CA			
Publication - The Business Journal			
Buyers - Jimmy Antuna, Jr. and Suzie Antuna, husband and wife as joint tenants			
Broker - None?			
Reviewed by: JF			
Reviewed on: 02/19/14			
Updates:			
Recommendation:			
File 3 – Rocha			

Report of Sale and Petition for Order Confirming Sale of Real Property

Age: 88		IRENE V. SANTOS, Conservator, is Petitioner.		NEEDS/PROBLEMS/COMMENTS:	
		Sale Price - \$116,000.00		1. Petitioner indicates that no additional bond is necessary; the current bond is \$123,895.00. The Court may require more information as to why additional bond or blocked account are not needed.	
		Overbid - \$122,300.00			
		Appraisal - \$80,000.00			
Cont. from		Property - 4864 E. Leisure Fresno, CA			
<input type="checkbox"/>	Aff.Sub.Wit.	Publication - The Business Journal			
<input checked="" type="checkbox"/>	Verified	Buyers - Lakhvinder Paul, Sarabjit Kaur, as husband and wife joint tenants			
<input type="checkbox"/>	Inventory	Broker - \$5,800.00 (5% - payable 2.5% to Remax/Gold and 2.5% to Guarantee Real Estate)			
<input type="checkbox"/>	PTC	Current bond: \$123,895.00, Petitioner states that no additional bond is necessary			
<input type="checkbox"/>	Not.Cred.				
<input checked="" type="checkbox"/>	Notice of Hrg				
<input checked="" type="checkbox"/>	Aff.Mail	w/o			
<input checked="" type="checkbox"/>	Aff.Pub.				
<input type="checkbox"/>	Sp.Ntc.				
<input type="checkbox"/>	Pers.Serv.				
<input type="checkbox"/>	Conf. Screen				
<input type="checkbox"/>	Letters				
<input type="checkbox"/>	Duties/Supp				
<input type="checkbox"/>	Objections				
<input type="checkbox"/>	Video Receipt				
<input type="checkbox"/>	CI Report				
<input type="checkbox"/>	9202				
<input checked="" type="checkbox"/>	Order				
<input checked="" type="checkbox"/>	Aff. Posting				
<input type="checkbox"/>	Status Rpt				
<input type="checkbox"/>	UCCJEA				
<input type="checkbox"/>	Citation				
<input type="checkbox"/>	FTB Notice				
				Reviewed by: JF	
				Reviewed on: 02/19/14	
				Updates:	
				Recommendation:	
				File 4 – Murillo	

Atty **Matlak, Steven M. (for Alisha Sacca and Gynifer L. De Aro – Administrators)**(1) Waiver of First and Final Account and Report of Co-Administrators and (2)
Petition for Settlement Thereof, for Allowance of Attorney's Fees for Ordinary and
Extraordinary Services and Costs, and for (3) Final Distribution

DOD: 8-26-12		ALISHA SACCA and GYNIFER L. DE ARO,	NEEDS/PROBLEMS/COMMENTS:
		Administrators with Full IAEA without bond, are Petitioners.	
		Accounting is waived.	
	Aff.Sub.Wit.	I&A: \$434,692.42	
✓	Verified	POH: \$148,422.34 cash, two vehicles	
✓	Inventory	Administrators (Statutory): Waived	
✓	PTC	Attorney (Statutory): \$11,443.85	
✓	Not.Cred.	Attorney (Extraordinary): \$24,842.10	
✓	Notice of Hrg	(reduced from \$29,226.00 pursuant to	
✓	Aff.Mail	Declaration filed 1-21-14, billing/	
	Aff.Pub.	itemization provided for legal services in	
	Sp.Ntc.	connection with the sale of the	
	Pers.Serv.	decedent's sole proprietorship, short sale	
	Conf. Screen	of encumbered residential property,	
✓	Letters	defense in civil actions)	
	Duties/Supp	Costs: \$3,960.66 (filing fees, certified	
	Objections	copies, Fed Ed for Letters of Special	
	Video Receipt	Administration, Publication, postage to	
	CI Report	mail notice of administration to 18	
✓	9202	creditors, copies from Fresno Superior	
✓	Order	Court for litigated matters, fee to obtain a	
	Aff. Posting	legal opinion regarding insurance	
	Status Rpt	coverage by Global Aerospace for	
	UCCJEA	litigated matter, mediation fees for	
	Citation	litigated matter)	
✓	FTB Notice	Closing: \$1,000.00	
		Distribution pursuant to intestate succession is to:	Reviewed by: skc
		Alisha Sacca: \$53,587.87 plus a one half undivided interest in the vehicles	Reviewed on: 2-19-14
		Gynifer L. De Aro: \$53,587.87 plus a one half undivided interest in the vehicles	Updates:
			Recommendation:
			File 5 – Cardwell

6 Maria Cardona, Carmelita Cardona & Pedro A. Sanchez (GUARD/P)
Case No. 13CEPR00354

ProPer Sanchez, Rosa (pro per – maternal aunt/guardian)
 ProPer Benitez, Rosa (pro per – sister/Petitioner)
 ProPer Gutierrez, Able (pro per – brother-in-law/Petitioner)

Petition for Appointment of Temporary Guardianship of the Person (Prob. C. 2250)

Carmelita, 16		<u>GENERAL HEARING: 04/07/14</u>		NEEDS/PROBLEMS/COMMENTS:	
Pedro, 11		ROSA BENITEZ and ABLE GUTIERREZ, sister and brother-in-law, are Petitioners.		This petition pertains to Carmelita and Pedro only. Maria is now 18.	
				Note: There is currently a guardianship in place. The current guardian, Rosa Sanchez, has filed a petition to terminate the guardianship of Carmelita Cardona. The Petition to terminate is set for hearing on 04/07/14.	
Cont. from		Father: PEDRO CARDONA Mother: CARMEN CHILDRESS			
	Aff.Sub.Wit.				
✓	Verified				
	Inventory				
	PTC				
	Not.Cred.				
	Notice of Hrg	x			
	Aff.Mail				
	Aff.Pub.				
	Sp.Ntc.				
	Pers.Serv.	x			
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
✓	UCCJEA				
	Citation				
	FTB Notice				
		Paternal grandfather: JESUS CARDONA Paternal grandmother: AUGUSTA CARDENAS Maternal grandfather: JESUS SANCHEZ Maternal grandmother: ROSALINDA SANCHEZ		1. Need Notice of Hearing. 2. Need proof of personal service at least 5 court days before the hearing of Notice of Hearing with a copy of the Petition for Temporary Guardianship or Consent & Waiver of Notice or Declaration of Due Diligence for: <ul style="list-style-type: none"> - Carmelita Sancez (minor) - Rosa Sanchez (current guardian) - Pedro Cardona (father) - Carmen Childress (mother) 	
				Reviewed by: JF	
				Reviewed on: 02/19/14	
				Updates:	
				Recommendation:	
				File 6 – Cardona & Sanchez	

7 In Re: James O. Hamilton Living Trust**Case No. 13CEPR00489****ProPer Thomas, Jamie Starr (pro per – beneficiary/Petitioner)(formerly represented by Christine James of Nevada City, CA)****Atty Sanoian, Joanne (for Gary Hamilton – Trustee/Respondent)****Verified Petition for Removal of Trustee, Accounting, Surcharge, and Approval of Attorney Fees**

DOD: 03/13/11		JAMIE STARR HAMILTON , beneficiary, is Petitioner.		NEEDS/PROBLEMS/COMMENTS:	
Cont. from 071813, 091713, 102213, 120313, 012114				<u>CONTINUED FROM 01/21/14</u>	
	Aff.Sub.Wit.			Minute order from 01/21/14 states: Charles Magill is appearing specially for Attorney Gary Motsenbocker. Ms. James and Ms. Thomas are appearing via courtcall. Counsel request a continuance.	
✓	Verified				
	Inventory				
	PTC				
	Not.Cred.				
✓	Notice of Hrg			<u>Note:</u> Status Report filed 01/06/14 attaches a copy of the Court-ordered accounting. No Petition for settlement of the accounting was filed.	
✓	Aff.Mail	w/		1. Need Order.	
	Aff.Pub.				
	Sp.Ntc.				
	Pers.Serv.				
	Conf. Screen				
	Letters				
	Duties/Supp				
✓	Objections				
	Video Receipt				
	CI Report				
	9202				
	Order	x			
	Aff. Posting				
	Status Rpt				
	UCCJEA				
	Citation				
	FTB Notice				

Petitioner states:

1. She is an heir of James O. Hamilton ("Decedent") and a beneficiary of the JAMES O. HAMILTON LIVING TRUST (the "Trust"). Gary C. Hamilton ("Respondent") is the trustee of the Trust.
2. Decedent created the Trust on 04/16/03 and amended the Trust on 12/20/07. The Trust named Gary C. Hamilton as the successor trustee upon the death of James O. Hamilton.
3. The dispositive terms of the Trust set out in Article Five of the Trust as amended on 12/20/07 state in relevant part: "Upon the death of the settlor, \$1.00 shall be paid to Gary K (sic) Hamilton and \$1.00 shall be paid to Terry Lee Hamilton as they are already provided for elsewhere. The balance of the trust assets shall be divided into four (4) shares and allocated as follows: 25% to Wade Hamilton, 25% to Jamie Star Hamilton Thomas, 25% to Cynthia Ann Thomas, and 22% to Allen Richard Thomas. Each share of these beneficiaries shall remain in this trust until the particular beneficiary attains the age of 60 at which time the trustee shall distribute the share in 200 monthly installments. The monthly payments shall be \$1,000 per month unless the trustee must adjust the amounts depending on the trust assets. It is anticipated that by the time the first beneficiary attains the age of 60, all assets of this trust will be liquid. *If the trust does not contain assets that are liquid, the trustee shall use his or her best efforts to liquidate those assets (emphasis added).*"

Continued on Page 2

Reviewed by: JF**Reviewed on:** 02/19/14**Updates:****Recommendation:****File 7 – Hamilton**

4. Decedent died more than 2 years ago and Respondent has failed to liquidate the assets, make a single distribution to Petitioner or provide an accounting of the trust assets.
5. At the time of Decedent's death, Petitioner was over the age of 60 and entitled to immediate distributions. Despite several requests, no accounting or distributions have been made. Petitioner believes that there was a fair amount of cash in the Trust at the time of Decedent's death and income has been received since Decedent's death.
6. In addition to the failure to account and properly distribute trust assets, Respondent has failed to liquidate trust assets.
7. The most obvious breach of trust that requires immediate removal and surcharge, is the self-dealing and conflict of interest Respondent has with regard to money owed the Trust. A big reason Respondent has not liquidated the assets of the Trust is that several of the assets are promissory notes secured by deeds of trust on properties owned by Respondent. Respondent owes the Trust in excess of \$400,000 for two separate promissory notes secured by deeds of trust on properties owned by Respondent.
8. Petitioner is informed and believes that Respondent is not and has not made payments to the Trust for the promissory notes.
9. Respondent has also failed to act impartially in violation of Probate Code § 16003. Wade Hamilton, who has just attained the age of distribution has been receiving monies from Respondent. Petitioner is informed and believes that Wade Hamilton has received monies from the Trust even before reaching the age of distribution for so called "management" of the Trust. Respondent is clearly favoring Wade Hamilton over the other beneficiaries and improperly delegating trustee duties.
10. Respondent has failed in every duty required by him and has acted in a self-serving manner since the death of the Decedent. These conflicts and breaches of trust require his immediate removal as trustee.
11. The Trust states that Wade Hamilton is next in line to serve as successor trustee and if he is unwilling or unable to serve that Petitioner would serve. Based on the collusion between Respondent and Wade Hamilton, Wade Hamilton should be barred from serving as trustee. Petitioner would decline to act in favor of a disinterested third party trustee and believes that a third party trustee is the only appropriate remedy to impartially and properly administer the Trust.
12. Respondent has failed to provide an annual accounting as required by Probate Code § 16062. The Trust does not waive the requirement of an accounting. Petitioner requests the Court order Respondent to file an accounting detailing his actions as trustee within 30 days.
13. Respondent is chargeable and responsible for the breaches, self-dealing, mismanagement and misconduct as trustee of the Trust and subject to surcharges. Respondent has breached his fiduciary duties in every way and therefore Petitioner requests the Court surcharge Respondent for his abuse of office, self-dealing, and failure to use ordinary care and diligence in managing the Trust estate in an amount no less than \$50,000.
14. Petitioner believes that compensation in the amount of \$3,000 is reasonable for her attorney's fees for this Petition plus filing fee in the amount of \$435.

Petitioner requests that:

1. Respondent be removed as Trustee of the Trust and appoint an independent 3rd party as successor Trustee;
2. The Court order Respondent to file an accounting with the Court within 30 days detailing his actions as Trustee;
3. The Court surcharge Respondent in an amount deemed reasonable by this Court for his breaches of Trust
4. The Court authorize and direct the Trustee to pay Petitioner's attorney's fees and costs.

Continued on Page 3

Response of Gary Hamilton filed 07/12/13 admits and denies certain allegations in the Petition and states:

1. Respondent has only acted in good faith with respect to the Trust and his duties as Trustee. Respondent provided his version of an accounting in October 2012 with a document titled "Assets" that was sent via certified mail to each Trust beneficiary. In this document Respondent listed what he believes are the Trust assets. Respondent has not been contacted by any beneficiary about the accounting document. Currently Respondent is preparing a subsequent accounting which he will file with the Court and distribute to the beneficiaries. Respondent has been unable to make a distribution to Petitioner because there is not enough cash in the Trust to make beneficiary distributions. Currently there is \$1,500.00 cash in the Trust. While Respondent has not liquidated any trust assets, this is not due to lack of effort on his part, as he has used his best efforts to liquidate Trust assets. Respondent has been attempting to sell certain Trust real property – 638.88 acres of farmland in Choctaw County, Oklahoma (the "Oklahoma Property") in order to make the distributions to the beneficiaries. This farmland is an original asset of the Trust and was appraised at \$863,000 in May 2012. Respondent believes he has an Oklahoma buyer for the Oklahoma Property and is hopeful that the sale will take place within 45 to 60 days. Once this property is sold, Respondent will be able to make distributions to the beneficiaries.
2. Respondent purchased real property from Decedent and a \$100,000.00 promissory note was executed. The real property is located in Tollhouse (the "Tollhouse Property") and is subject to a Deed of Trust dated 03/29/07. Pursuant to the terms of the Promissory Note, Respondent would pay Decedent \$500.00 per month. Respondent is current with the payments and he has not missed one payment on the note. The other alleged Promissory Note was secured by a Deed of Trust dated 02/05/07 for approximately 20 acres of real property in Fresno (the "Fresno Property"). The Fresno Property is currently an asset of the Trust. Originally Respondent purchased the Fresno Property from Decedent but because Respondent was unable to make payments on the property, Respondent transferred the property back into the Trust. Respondent is currently seeking to sell the Fresno Property. Therefore Petitioner's allegation that Respondent owes the Trust in excess of \$400,000.00 is false. Respondent is making the mandatory payments on the Tollhouse Property and he has deeded the Fresno Property back to the Trust. Petitioner's allegations that Respondent's self-dealing and conflict of interest with money owed to the Trust are baseless.
3. Respondent admits the Joel Wade Hamilton is a Trust beneficiary, however, the money that Wade has received was primarily money Wade lent to Respondent to initially fund the Trust. Respondent denies any assertion that he has favored Wade over the other beneficiaries.
4. Respondent denies that he has failed in fulfilling his fiduciary duties as Trustee of the Trust and denies he has acted in a self-serving manner, he further denies that any of his actions with respect to the Trust warrant his removal as Trustee.
5. Neither Respondent nor Wade should be barred from serving as Trustee of the Trust. If anything, respondent and Wade have acted in only the best interest of the Trust, the Trust assets, and the beneficiaries. Respondent has been making true efforts to liquidate the Trust properties.
6. Respondent denies that he should be charged for Petitioner's attorney's fees and costs.

Respondent prays for an Order denying the Petition.

Peter Tym DOD: 2-23-13		CENTRAL CALIFORNIA CONFERENCE OF SEVENTH-DAY ADVENTISTS , Trustee, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:	
Doris Tym DOD: 4-2-09				
		Petitioner states the Peter & Doris Tym 2000 Family Charitable Remainder Unitrust was created between Petitioner as trustee and Peter and Doris Tym as settlors or donors. The trust agreement provides as follows:		
	Aff.Sub.Wit.	<ul style="list-style-type: none"> Confirms donors' transfer of certain parcels of real property to the trustee Defines "unitrust percentage" to be the amount used to determine the "unitrust amount" and states the "unitrust percentage" shall be 6.18% States the "unitrust recipients" shall be Peter and Doris Tym and their children, Ardyth B. Price, Sharon M. Foley, and Bonnie Lea J. Corson States that at the end of the period described in Paragraph 6, the then-remaining principal and income of the trust shall be distributed free of trust to Petitioner States that commencing January 1 of the year after the parcels referred to in above are sold by the trustee, the "unitrust amount" shall be an amount equal to the "unitrust percentage" (6.18%) multiplied by the net fair market value of the trust assets value as of the first day of each calendar year, adjusted as otherwise provided for in the trust agreement (not applicable to this petition) States the trustee shall pay the "unitrust amount" each taxable year of the trust in monthly installments at the end of each month, and also states that the installments are to be paid to or applied for the benefit of the donors, or the survivor of them, during their lifetimes, and upon both of their deaths, these installments are to be paid in equal shares to or for the benefit of the unitrust recipients (the donors' daughters) living at the time of such distribution. 		
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			W
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			

SEE ADDITIONAL PAGES

Reviewed by: skc

Reviewed on: 2-20-14

Updates:

Recommendation:

File 8 – Tym

Page 2

Petitioner states that by 10-3-2000, the trustee had completed the sales of real property and on 1-31-01 began paying the unitrust amount on a monthly basis to the donors until 3-31-09. Doris Tym died on 4-2-09. Thereafter, commencing 4-30-09, Petitioner paid the monthly installments to Peter Tym until 1-31-13. Peter Tym died on 2-23-13.

Petitioner states that in the meantime, in the first few months of 2010, after Doris' death, Les Palinka, Peter Tym's independent legal counsel (also nephew) contacted Petitioner's legal counsel Grant N. Mitchell by phone and informed him that Mr. Tym wished to have the entire corpus of the trust be distributed free of trust to Petitioner as the charitable beneficiary of the trust immediately upon his death, without any portion of the unitrust amount being paid to or for the benefit of his daughters. Mr. Palinka asked Mr. Mitchell if there was something Mr. Tym could do to carry out his wishes. Mr. Mitchell informed Mr. Palinka that he would review the document.

On or about 4-20-10, Mr. Mitchell contacted Mr. Palinka and informed him that pursuant to his review, it appeared that each donor reserved the right to revoke and terminate the interests of any other unitrust recipient in his or her one-half interest. If either donor exercised this testamentary power of revocation, then at that donor's death, that donor's one half interest in the unitrust amount was to be distributed to the remaining unitrust recipient, if any, whose interests were not revoked, and if none, to Petitioner, free of trust, as the charitable beneficiary. The trust also states that a donor who is a current income recipient retains the right to direct the trustee to distribute an undivided percentage of trust assets on the last day of any taxable year to qualified exempt organizations. Petitioner is and at all times has been a qualified exempt organization as defined in the trust.

Mr. Mitchell expressed his opinion that the term "an undivided percentage" included 100% and stated that he was not advising either Mr. Palinka or Mr. Tym to take either or both of these actions; he was only responding to the inquiry of options under the agreement.

About one year later, Mr. Tym executed a Last Will and Testament which revokes and terminates the interests of any and all other unitrust recipients set forth in the trust agreement, and states that Mr. Tym was specifically, intentionally, and knowingly directing that the trustee immediately distribute Mr. Tym's one half interest in the trust corpus to Petitioner.

Petitioner states the effect of the will was to require Petitioner as trustee to distribute Mr. Tym's one half interest in the trust corpus to Petitioner as the charitable beneficiary and to use the remaining trust corpus (Doris Tym's one half interest) to or for the benefit of Sharon M. Foley and Bonnie Lea J. Corson (Ardyth M. Price having previously died), and upon their deaths, to distribute the remaining trust principal to Petitioner as the charitable beneficiary.

SEE ADDITIONAL PAGES

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On 5-9-11, Mr. Palinka asked Mr. Mitchell to prepare and send Mr. Palinka a form of instruction letter whereby Mr. Tym could direct Petitioner as trustee to distribute 100% of the remaining trust assets to Petitioner as the charitable beneficiary on the last day of any trust taxable year in which Mr. Tym's death occurred. On 6-23-11, Mr. Mitchell sent Mr. Palinka a form of instruction letter and expressly informed him that it was Petitioner's understanding that Mr. Palinka was acting as Mr. Tym's attorney and that Mr. Mitchell was not acting as Mr. Tym's attorney in that matter; that Mr. Mitchell made no representations whatsoever as to what tax or other effect Mr. Tym's execution of the instruction letter may or may not have, etc.

Mr. Palinka did prepare such an instruction letter and reviewed same with Mr. Tym on 8-8-11 regard to the potential consequences of executing it. Mr. Tym expressed his desire to execute the instruction letter and did so. Mr. Palinka advise Mr. Mitchell of these facts and that he was sending the instruction letter to Mr. Mitchell via US Mail, which Mr. Mitchell received 8-10-11.

The effect of the instruction letter was to require Petitioner as trustee on the December 31 following Peter Tym's death to distribute to Petitioner as charitable beneficiary of the trust and free of trust the remaining one half interest in the trust income and principal not covered by Peter Tym's exercise of his testamentary power of revocation in his will.

On 1-1-13, and continuing through the present time, the trust corpus has consisted entirely of cash, and on 1-1-13 the cash totaled \$246,888.55. On or about that date, pursuant to the trust agreement, the trustee multiplied that amount by 6.18% (the unitrust percentage) to arrive at a figure of \$15,257.71 (the unitrust amount), which divided by 12 determines the monthly installment of \$1,271.48 paid to Peter Tym on 1-31-13.

Shortly after Mr. Tym's death on 2-23-13, and pursuant to the instructions in his will, Petitioner subtracted Mr. Tym's one half interest in the unitrust amount leaving a remaining unitrust amount monthly installment balance of \$635.74 to be divided equally between the two surviving daughters for the remaining 11 months.

Although Mr. Tym's will directed Petitioner to distribute to itself Peter Tym's one half interest upon his death, Petitioner has not distributed any portion or income thereon pending instructions from this Court. Also, although Mr. Tym's instruction letter directed Petitioner to distribute to itself, as the charitable beneficiary of the trust and free of trust on 12-31-13 the remaining one half interest in the trust principal and income not affected by Mr. Tym's will, Petitioner has not made any distributions of that principal or income thereon pending instructions from this Court.

SEE ADDITIONAL PAGES

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Petitioner requests instructions directing Petitioner as trustee on how to distribute the principal and income in the trust. It is Petitioner's belief that the Court should:

- A. Make a finding that in calculating the monthly installment, as of 2-28-13, on the basis of one half of the trust corpus as valued on 1-1-13, and thereafter paying the sum of \$3,496.57 to the two living daughters, that Petitioner acted properly as trustee and fulfilled its obligations to make distributions to the two living daughters; and**
- B. Instruct Petitioner that Petitioner as trustee should forthwith distribute free of trust the entire remaining trust estate to itself as the charitable beneficiary.**

Petitioner prays for an order instructing the trustee with regard to the proper administration of the trust with respect to the matters alleged herein, for costs herein, and for such other orders as the Court may deem proper.

Memorandum of Points and Authorities also provided.

Petition for Removal of Trustee, for Surcharge of Trustee, for Order Compelling Trustee to Account and for Damages for Financial Abuse of Dependent Adult

John Watkins DOD: 9-9-10	ADA NEILL DENNIE , Beneficiary, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
Ada Watkins DOD: 11-11-10	Petitioner states John and Ada Watkins had four children: Franklin Boone Watkins, Petitioner Ada Neill Dennie, Dollie Clark Watkins, and Arthur McClay Watkins. Arthur McClay Watkins has acted as trustee of the trust since Ada's death.	<u>SEE PAGE 4</u>
Aff.Sub.Wit.	Petitioner states the trust became distributable upon the death of the surviving settlor, with the exception of the share of Franklin Boone Watkins, a developmentally disabled adult, which is to be held in a special needs trust. Franklin Boone Watkins previously resided with the settlors, and has continued to reside in the home on W. Twain in Fresno. Since the death of the surviving settlor, Petitioner has overseen and provided care for Franklin Boone Watkins, and in June 2013, Petitioner moved into the home to reside with Franklin Boone Watkins and oversee his care.	Note: Pursuant to Supplement filed 2-11-14, Arthur McClay Watkins died on 2-2-14.
Verified	On or about 11-16-13, trustee Arthur McClay Watkins was arrested in Santa Barbara County and charged with bank robbery and assault with a deadly weapon on a police officer in connection with an armed robbery of a Wells Fargo branch in Santa Maria. He remained incarcerated on the charges until late December 2013 when he posted bail and was released with the charges pending. Petitioner is informed and believes that the trustee Arthur McClay Watkins encumbered or otherwise used the residence on W. Twain to secure his bail and release from jail. Following his release, the trustee received an email (attached) acknowledging this fact, as well as that he has personally used and/or misappropriated essentially all remaining assets of the trust. Petitioner states these actions constitute breaches and are grounds for removal of Arthur McClay Watkins as trustee as requested in this petition.	Note: Dollie Watkins, in pro per, filed a Notice of Lis Pendens on 2-4-14.
Inventory	Petitioner states although the trustee has not submitted an accounting, after obtaining and reviewing available records on the settlors' resources and trust assets, Petitioner is informed and believes that at the time Arthur McClay Watkins became trustee, the trust had assets including:	Reviewed by: skc
PTC	<ul style="list-style-type: none"> • Residence on W. Twain in Fresno • Toyota Camry with a value of approx. \$15,000.00 • Cash and other liquid assets of \$802,000.00 	Reviewed on: 2-20-14
Not.Cred.	Petitioner is informed and believes that the trustee took possession of the vehicle and used it as his own, and by reason of this misappropriation, each beneficiary has suffered a loss of \$3,750.00.	Updates:
Notice of Hrg	<u>SEE ADDITIONAL PAGES</u>	Recommendation:
Aff.Mail		File 9 – Watkins
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

Page 2

Petitioner is informed and believes that following the surviving settlor's death, the trustee distributed \$150,000.00 each to himself, Petitioner, and to Dollie Clark Watkins. Petitioner is informed and believes that the trustee spent approx. \$32,000.00 on repair and maintenance of the residence, and disbursed \$46,800.00 for Franklin Boone Watkins' care, leaving \$273,200.00 of the approx. \$802,000.00 of liquid assets described above unaccounted for and/or misappropriated and/or used for the personal uses and benefit of Arthur McClay Watkins.

Of the approx. \$273,200.00, Petitioner believes \$95,200.00 would be the share or amount due the Franklin Boone Watkins Special Needs Trust on account of the \$150,000.00 distribution to the other beneficiaries, after deducting the \$46,800.00 that was paid for Franklin Boone Watkins' benefit, and \$8,000.00 (1/4 of the \$32,000.00) spent on the trust real estate. The remaining \$178,000.00 of the \$273,200.00 is due the beneficiaries equally and \$44,500.00 appears lost to each beneficiary.

Petitioner is informed and believes that the trustee's misappropriations have resulted in the following damage:

- Franklin Boone Watkins Special Needs Trust: \$98,950.00* loss (\$95,200.00 plus \$3,750.00)
*See Examiner's Note below.
- Ada Neill Dennie: \$48,250.00 loss (\$44,500.00 plus \$3,750.00)
- Dollie Clark Watkins: \$48,250.00 loss (\$44,500.00 plus \$3,750.00)

[Examiner's Note: The calculation of the loss to the Franklin Boone Watkins Special Needs Trust does not appear to include its \$44,500.00 share of the \$178,000.00 remainder. Examiner calculates the loss to the SNT at \$143,450.00. The \$95,200.00 provides equalization for having received only \$46,800 when other beneficiaries received \$150,000.00 + \$3,750.00 + \$44,500.00 = \$143,450.00].

Petitioner states Arthur McClay Watkins should be surcharged for and ordered to pay the trust estate or beneficiaries with interest from the time he became trustee on the surviving settlor's death the foregoing sums, and the amount of any and all damage or loss shown by reason of his encumbering, pledging or transferring the trust's real property for his bail and/or personal debts.

Petitioner states that more than 60 days ago, Petitioner and the other beneficiaries requested that the trustee provide an accounting for his administration of the trust as trustee. Despite request and demand, he has failed to account or report. The trustee should be ordered to provide an accounting for his administration and should be surcharged for and ordered to pay the trust estate the amount and/or value of all losses and damages shown by the accounting in addition to those hereinbefore described, together with interest thereon.

Petitioner states the trustee should be immediately removed due to the breaches described herein, including misappropriation and misuse of trust assets. Petitioner is able and willing to serve as successor trustee and requests appointment as both successor trustee of the trust as well as successor trustee of the Franklin Boone Watkins Special Needs Trust.

Petitioner states beneficiary Franklin Boone Watkins is a dependent adult as defined by W&I Code §15610.23. The trustee was aware of this, and misused and abuse his position of trust and took and/or misappropriated property of Franklin Boone Watkins for his own personal benefit with an intent to defraud and deprive Franklin Boone Watkins of property left for his benefit and needs by the settlors, and the actions described were the result of recklessness, oppression, fraud, and/or malice. As a result, Arthur McClay Watkins is liable for damages under W&I Code §15657.5 as a result of such abuse, including attorneys fees, costs and punitive damages.

SEE ADDITIONAL PAGES

Petitioner prays for an order:

1. Removing Arthur McClay Watkins as trustee and appointing Petitioner as Successor Trustee;
 2. Directing Arthur McClay Watkins to prepare and file with this court within 60 days a full and complete accounting for his administration of the trust as trustee;
 3. Surcharging Arthur McClay Watkins for and ordering that he pay to the trust, with interest, all losses and damage suffered by the trust including those set forth in this petition and any and all other improper expenditures and/or losses shown by an accounting;
 4. Determining that Arthur McClay Watkins is liable for damages for financial abuse of a dependent adult including punitive damages and attorneys fees according to proof;
 5. Awarding Petitioner attorneys' fees and costs as allowed by law; and
 6. For such other and further orders as the Court deems proper.
-

On 2-4-14, Beneficiary Dollie Watkins filed Notice of Lis Pendens. The notice indicates a pending action to determine the relative interests in property and to prevent the sale of the property until such time the estate is settled.

Examiner's Note: *It is unclear if the Notice of Lis Pendens is referring to the present action or a separate pending action. Fresno Superior Court records do not indicate any separate action; however, as the successor trustee resided in Arroyo Grande (San Luis Obispo County), the Court may require clarification as to whether there are any pending actions in other courts regarding administration of the trust.*

The present petition filed by Ada Neill Dennie does not seek to determine interests in the property or prevent the sale, as noted in the Notice of Lis Pendens. If Dollie Watkins wishes to request specific relief, such as an injunction on a sale, a response or petition for such should be filed in order for the Court to address such request. Dollie Watkins has not filed any objection to the present petition.

Examiner notes that the present petition before the Court appears to assume equal interests among the four beneficiaries of all assets for purposes of determining loss and surcharge against Arthur McClay Watkins. Therefore, the issue of the relative interests of the beneficiaries in property does not appear to be before the Court at this time.

Update: On 2-11-14, Petitioner filed Supplement to Petition to Remove Trustee and states:

1. Arthur McClay Watkins passed away February 2, 2014.
2. After Petitioner filed her petition and prior to his death, Arthur McClay Watkins signed and set to Petitioner a resignation of trustee and designation of Petitioner as successor trustee (attached).
3. The trust does not name anyone to succeed Arthur McClay Watkins as trustee. Section 4.8.4. of the trust authorizes and grants an acting trustee the power and authority to designate a successor trustee.

SEE ADDITIONAL PAGES

NEEDS/PROBLEMS/COMMENTS:

1. Successor Trustee Arthur McClay Watkins resided in Arroyo Grande, CA, which is San Luis Obispo County. The Court may require clarification regarding Fresno as the appropriate venue pursuant to Probate Code §17002.
2. Petitioner refers to trust section 4.8.4 as Arthur McClay Watkins' authority to designate her as successor trustee; however, section 4.7, regarding bond, together with section 4.8.4, appear to authorize appointment of an individual or corporate *professional fiduciary*, and requires bond for such appointment. The trust does not appear to contemplate appointment of a nonprofessional successor except at section 1.5.1, where majority vote of beneficiaries is necessary, and bond is not addressed.

Therefore, it appears that Court appointment pursuant to petition (as filed) is necessary, and it appears that bond would be required pursuant to the trust and Probate Code §15602(a)(3).

As such, the Court may require clarification regarding the present value of the trust assets, and anticipated recovery, in order to fix bond for Petitioner, if appointed.

3. The Court may require authority regarding the inclusion in the petition of damages for financial abuse of a dependent adult under W&I Code §15610.30 in this trust petition. A separate civil or other action may be appropriate when punitive damages are requested.
4. If this matter goes forward, amendment may be appropriate with regard to the death of the respondent and the relief requested herein.

DOD: 09/16/2013	CRAIG GAMMEL , nephew is petitioner and request appointment as Administrator with bond.		NEEDS/PROBLEMS/COMMENTS: 1. Need Confidential Supplement to Duties & Liabilities of Personal Representative. 2. Petitioner states he is the issue of decedent's deceased brother. Pursuant to Local Rule 7.1.1D all deceased heirs must be listed on #8 of the petition with their date of death. 3. #5a(3) or #5a(4) was not answered regarding a registered domestic partner. 4. #5a(7) or #5a(8) was not answered regarding issue of predeceased child. Note: If the petition is granted status hearings will be set as follows: • Friday, 07/25/2014 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal and • Friday, 04/24/2015 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.
	Receipt of Bond in the amount of \$270,000.00 was filed 02/07/2014		
Cont. from	Full IAEA - ?		
<input type="checkbox"/> Aff.Sub.Wit.	Decedent died intestate		
<input checked="" type="checkbox"/> Verified	Residence: Kerman		
<input type="checkbox"/> Inventory	Publication: The Kerman News		
<input type="checkbox"/> PTC	Estimated value of the Estate:		
<input type="checkbox"/> Not.Cred.	Personal property - \$20,000.00		
<input checked="" type="checkbox"/> Notice of Hrg	Real Property - \$250,000.00		
<input checked="" type="checkbox"/> Aff.Mail	w/	Total: - \$270,000.00	
<input checked="" type="checkbox"/> Aff.Pub.	Probate Referee: Steven Diebert		
<input type="checkbox"/> Sp.Ntc.			
<input type="checkbox"/> Pers.Serv.			
<input checked="" type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters			
<input checked="" type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			

Petition to Determine Succession to Real Property (Prob. C. 13151)

Age:		NEEDS/PROBLEMS/COMMENTS: <p style="text-align: center;"><u>OFF CALENDAR</u> Calendared in Error Will be heard on 02/26/14</p>	
DOD:			
Cont. from			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
			Reviewed by: JF Reviewed on: 02/20/14 Updates: Recommendation: File 11 – Hendrix

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 08/11/2013			KENNETH MEME , son/named executor without bond, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
			Full IAEA - ?	1. Need date of death of the deceased spouse pursuant to Local Rule 7.1.1D.
Cont. from			Will Dated: 12/01/1989	2. Need Affidavit of Publication.
	Aff.Sub.Wit.	x		
✓	Verified		Residence: Fowler Publication: Need	3. Will is not self-proving. Need proof of subscribing witness.
	Inventory			
	PTC		Estimated value of the Estate:	Note: If the petition is granted status hearings will be set as follows:
	Not.Cred.			
✓	Notice of Hrg		Personal property - \$19,508.00	
	Letters		Real property - \$180,000.00	
✓	Aff.Mail	w/	Total: - \$199,508.00	• Friday, 07/25/2014 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u>
	Aff.Pub.	x	Probate Referee: Steven Diebert	
	Sp.Ntc.			• Friday, 04/24/2015 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution.
	Pers.Serv.			
	Conf. Screen			Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.
✓	Duties/Supp			
	Objections			Reviewed by: LV
	Video Receipt			
	CI Report			Reviewed on: 02/20/2014
✓	Order			Updates:
	Aff. Posting			Recommendation:
	Status Rpt			File 12 – Meme
	UCCJEA			
	Citation			
	FTB Notice			

Status Hearing Re: Filing of the First Account or Petition for Final Distribution

DOD: 1-11-10		<p>JENNIE ORONA, Surviving Spouse, was appointed Executor with Full IAEA without bond and Letters issued on 5-10-12.</p> <p>At hearing on 5-3-12, the Court set this status date for filing of the first account or petition for final distribution.</p> <p>Inventory and Appraisal filed 7-31-12 indicated a total estate value of \$201,155.61, which consisted of \$11,372.16 cash, real property, stocks, and 50% interests in vehicles/boat, and misc. personal property.</p> <p>Status Report filed 12-13-13 states the stock issue has been resolved. The stock certificates were finally liquidated and the funds deposited into the estate account. They are in the middle of drafting the first and final account and request a 60 day continuance for further status of the filing of the petition.</p> <p>At hearing on 12-17-13, the matter was continued to 2-25-14.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Continued from 7-15-13, 10-15-13, 12-14-13</u></p> <p>Note: Decedent's will makes one specific bequest and then devises the residue between his wife and two daughters.</p> <p>1. Need first account or petition for final distribution or verified written status report pursuant to Local Rules.</p>
Cont. from 071513, 101513, 121713			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		<p>Reviewed by: skc</p> <p>Reviewed on: 2-19-14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 13 – Orona</p>	

Status Hearing Re: Distribution to Granddaughter's Trust

Bernice C. Kasabian DOD: 1-17-13		JENNIFER KAPUR , Granddaughter and beneficiary, filed a Petition to Determine Existence of Trust on 6-12-13.	NEEDS/PROBLEMS/COMMENTS: <u>Continued from 1-21-14</u> Minute Order 9-10-13: Mr. Roberts indicates that he will send out the notices to the beneficiaries and complete the administration. Minute Order 10-8-13: Mr. Roberts is appearing via CourtCall. Mr. Teixeira informs the Court that one of the amendments was not signed. Continued to 11-5-13. Minute Order 11-5-13: Mr. Roberts advises the Court that he has the checks for the twenty beneficiaries which will be distributed within a week at which time he can begin working on the accounting. Set on 1-21-14 for Status Re Distribution to Granddaughter's Trust and Status Re Accounting. Minute Order 1-21-14: Mr. Roberts advises the Court that Mr. Kahler has been ill so the accounting has not been completed. <u>As of 2-19-14, nothing further has been filed.</u>
Cont. from 012114		Order Determining Existence of Trust filed 7-30-13 orders that Dana T. Kahler provide a true and correct copy of the trust, including the operative amendments.	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice	<p><i>Note: Proposed language ordering Dana T. Kahler to account was stricken from the order.</i></p> <p>Minute Order 7-30-13: Mr. Roberts requests a continuance to speak with Dana Kahler. The Court grants the petition and denies the request for an accounting finding that it is premature at this time. Matter is set for Status Hearing on 9/10/13. The Court orders Dana Kahler to be personally present at the next hearing. Dana Kahler is ordered to provide evidence of any notices the he has given and/or other actions he has taken as trustee. In addition, Dana Kahler is ordered to file all documents with this court and provide copies to Mr. Teixeira and Mr. Roberts. Set on 9/10/13 at 9:00am in Dept. 303 for Status Hearing. Petition is granted before Court Trial. Order signed.</p> <p>A copy of the minute order was mailed to Attorneys Teixeira and Roberts and to Dana Kahler on 8-5-13.</p>	
			Reviewed by: skc Reviewed on: 2-19-14 Updates: Recommendation: File 14A – Kasabian

Status Hearing Re: Accounting

Bernice C. Kasabian DOD: 1-17-13		JENNIFER KAPUR, Granddaughter and beneficiary, filed a Petition to Determine Existence of Trust on 6-12-13.	NEEDS/PROBLEMS/COMMENTS:
			<u>Continued from 1-21-14</u>
			<u>Minute Order 9-10-13:</u> Mr. Roberts indicates that he will send out the notices to the beneficiaries and complete the administration.
Cont. from 012114		Order Determining Existence of Trust filed 7-30-13 orders that Dana T. Kahler provide a true and correct copy of the trust, including the operative amendments.	<u>Minute Order 10-8-13:</u> Mr. Roberts is appearing via CourtCall. Mr. Teixeira informs the Court that one of the amendments was not signed. Continued to 11-5-13.
	Aff.Sub.Wit.		
	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		<p><i>Note: Proposed language ordering Dana T. Kahler to account was stricken from the order.</i></p> <p>Minute Order 7-30-13: Mr. Roberts requests a continuance to speak with Dana Kahler. The Court grants the petition and denies the request for an accounting finding that it is premature at this time. Matter is set for Status Hearing on 9/10/13. The Court orders Dana Kahler to be personally present at the next hearing. Dana Kahler is ordered to provide evidence of any notices the he has given and/or other actions he has taken as trustee. In addition, Dana Kahler is ordered to file all documents with this court and provide copies to Mr. Teixeira and Mr. Roberts. Set on 9/10/13 at 9:00am in Dept. 303 for Status Hearing. Petition is granted before Court Trial. Order signed.</p> <p>A copy of the minute order was mailed to Attorneys Teixeira and Roberts and to Dana Kahler on 8-5-13.</p>	<p><u>As of 2-19-14, nothing further has been filed.</u></p>
			Reviewed by: skc
			Reviewed on: 2-19-14
			Updates:
			Recommendation:
			File 14B – Kasabian

16 Joaquin Valdez and Santana Valdez (GUARD/P) Case No. 05CEPR01323

ProPer Coronado, Leticia (pro per – sister/Petitioner)

Petition for Appointment of Temporary Guardianship of the Person (Prob. C. 2250)

Joaquin, 17		<p align="center"><u>GENERAL HEARING: 04/15/14</u></p> <p>LETICIA CORONADO, sister, is Petitioner.</p> <p>Father: JESUS VALDEZ - <i>deceased</i></p> <p>Mother: BARBARA REYES DIAZ – <i>personally served on 02/20/14</i></p> <p>Paternal grandparents: DECEASED</p> <p>Maternal grandfather: DECEASED Maternal grandmother: BERTHA REYES</p> <p>Petitioner alleges that the children's mother threw them out. The mother has mental health and drug problems. The children no longer wish to live with their mother.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need proof of personal service at least 5 court days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Temporary Guardianship</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for:</p> <p>a. Joaquin Valdez (minor)</p> <p>b. Santana (minor)</p>	
Santana, 14				
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input type="checkbox"/>	Notice of Hrg			x
<input type="checkbox"/>	Aff.Mail			
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			x
<input checked="" type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input checked="" type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input checked="" type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
<p>Reviewed by: JF</p> <p>Reviewed on: 02/20/14</p> <p>Updates: 02/21/14</p> <p>Recommendation:</p> <p>File 16 – Valdez</p>				

Atty Williams, Jasmine T. (pro per – mother/Petitioner)

Petition for Termination of Guardianship

Xazavier, 14		JASMINE WILLIAMS, mother, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: This Petition pertains to Xazavier only. Maria is now 18 years old. <u>CONTINUED FROM 12/10/13</u> Minute Order from 12/10/13 states: Ms. Williams is appearing via CourtCall. Father objects to the petition. Ms. Williams advises the Court that she is willing to move to Fresno to be reunited with her son. Ms. Williams is ordered to keep the court investigator abreast of the status of her move to Fresno. The Court orders that there be no physical touching of Xazavier by anyone that will result in harmful contact. Matter is continued to 02/25/14. The Court orders Xazavier Williams to be present at the next hearing. As of 02/19/14, nothing further has been filed and the following notes remain: 1. Need Notice of Hearing. 2. Need proof of service by mail at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Termination of Guardianship or Consent & Waiver of Notice or Declaration of Due Diligence for: - Darrell Richardson (father) - Paternal grandfather (unknown) - George Williams (maternal grandfather) - Maurice Richardson (sibling)
		GENICE WHITTLE, paternal grandmother, was appointed guardian on 06/11/12. – Personally served on 11/18/13	
Cont. from 100813, 102913, 121013		Father: DARRELL RICHARDSON	
Aff.Sub.Wit.		Paternal grandfather: UNKNOWN	
✓	Verified	Maternal grandfather: GEORGE WILLIAMS	
	Inventory	Maternal grandmother: DECEASED	
	PTC		
	Not.Cred.	Petitioner requests that the guardianship be terminated so that Xazavier can have a stable, loving home with her where he won't run away or be picked on.	
	Notice of Hrg	x	
	Aff.Mail	x	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
Reviewed by: JF			
Reviewed on: 02/19/14			
Updates:			
Recommendation:			
File 17 – Williams - Richardson			

ProPer **Watkins, James Ray (pro per – Executor/Petitioner)**

Petition for Final Distribution on Waiver of Accounting

DOD: 12/03/11		JAMES RAY WATKINS , Executor, is Petitioner. Accounting is waived. I & A - \$60,500.00 POH - \$60,500.00 (no cash) Executor - waived Distribution, pursuant to Decedent's will, is to: James Ray Watkins - 100% of assets	NEEDS/PROBLEMS/COMMENTS: 1. The Petition is not verified. 2. The Petition does not address Notice required pursuant to Probate Code § 9202(b) and (c) – to the Victim's Compensation Board and Franchise Tax Board.
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input type="checkbox"/>	Verified x		
<input checked="" type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	PTC		
<input checked="" type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg n/a		
<input type="checkbox"/>	Aff.Mail n/a		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202 x		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice x		

Reviewed by: JF
Reviewed on: 02/21/14
Updates:
Recommendation:
File 18 – Watkins

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Age: 15		<u>NO TEMPORARY REQUESTED</u>		NEEDS/PROBLEMS/COMMENTS:	
		MIKELA HAGGITY , sister, is Petitioner.		<u>CONTINUED FROM 01/14/14</u>	
		Father: JOHN WARE		Minute order from 01/14/14 states: Ms. Haggerty is instructed to give the clerk's office her contact information.	
		Mother: SYLVIA IRELAND		As of 02/19/14, the following remains outstanding:	
Cont. from 011414		Paternal grandfather: NOT LISTED		1. Need Notice of Hearing.	
	Aff.Sub.Wit.	Paternal grandmother: NOT LISTED		2. Need proof of service at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Guardian of the Person <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for:	
✓	Verified	Maternal grandfather: NOT LISTED		a. John Ware (father) – personal service required	
	Inventory	Maternal grandmother: BARBRA IRELAND		b. Sylvia Ireland (mother) – personal service required	
	PTC	Siblings: MONTRAIL YOUNG, CLAUDIA YOUNG, RONSHA GRAVES – Consent & Waiver of Notice filed 12/18/13; ALEXANDER HENRY, DAVID HENRY		c. Paternal grandfather – service by mail sufficient	
	Not.Cred.	Petitioner alleges that the minor needs a guardian. His mother cannot handle all of the responsibilities of parenting.		d. Paternal grandmother – service by mail sufficient	
	Notice of Hrg	Court Investigator JoAnn Morris filed a report on 02/10/14.		e. Maternal grandfather – service by mail sufficient	
	Aff.Mail			f. Barbra Ireland (maternal grandmother) – service by mail sufficient	
	Aff.Pub.				
	Sp.Ntc.				
	Pers.Serv.				
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
✓	CI Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
✓	UCCJEA				
	Citation				
	FTB Notice				
				Reviewed by: JF	
				Reviewed on: 02/19/14	
				Updates:	
				Recommendation:	
				File 19 – Ware	

Amended Spousal or Domestic Partner Property Petition

DOD: 9-25-11		CAROLE L. MITCHELL, Spouse, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Petitioner states a petition for probate or for administration of the decedent's estate is being filed with this petition. See #12.	1. The decedent's will devises personal property and effects to Petitioner, but devises the residue of the estate to a testamentary trust. Therefore, it appears this Spousal Property Petition may not be the appropriate vehicle to transfer the decedent's property.
Aff.Sub.Wit.		Will dated 6-23-80 devises the estate to a testamentary trust.	2. Petitioner states at #12 that a petition for probate is being filed concurrently with this petition. However, Court records do not indicate any such filing. Need clarification.
Verified			
Inventory		Petitioner requests determination of property passing to the surviving spouse without administration; however, the petition does not attach a description at #7a with the legal description of the property to be determined as passing to Petitioner.	3. Petitioner does not attach any property description pursuant to #7a for what is being requested to be determined as passing to her.
PTC			
Not.Cred.		Conf. Screen	4. Petitioner's signature on the petition is not dated.
Notice of Hrg			
Aff.Mail		Letters	<p>Note: Petitioner previously filed a petition with an Inventory and Appraisal listing numerous parcels of real property (or portions thereof); however, this document is not appropriate for this type of petition and further is not referenced in the original petition or in the amended petition. <u>If</u> it is these parcels that Petitioner is requesting to pass, it now appears that, pursuant to the will, the property would to a testamentary trust, not to the surviving spouse.</p> <p><u>Petitioner is strongly encouraged to seek legal advice from an attorney to proceed prior to any further court date or petition.</u></p>
Aff.Pub.			
Sp.Ntc.		Duties/Supp	Reviewed by: skc
Pers.Serv.			
Video Receipt		Objections	Reviewed on: 2-21-14
CI Report			
9202		Order	Updates:
Order			
Aff. Posting		Citation	Recommendation:
Status Rpt			
UCCJEA		FTB Notice	File 20 – Mitchell
Citation			

21A Chenu Cha and Teng Cha (GUARD)

Case No. 13CEPR01013

Atty Xiong, Lia (pro per Petitioner/paternal aunt)

Atty Cha, Cheng (pro per Petitioner/paternal cousin)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Chenu age: 13 yrs		<p align="center">TEMPORARY EXPIRES 2/25/14</p> <p>LIA XIONG, paternal aunt and CHENG CHA, paternal cousin, are petitioners.</p> <p>Father: TONY CHA – deceased.</p> <p>Mother: MAI MOUA CHA – consents and waives notice and present in court on 1/21/14.</p> <p>Paternal grandparents – deceased. Maternal grandparents – unknown</p> <p>Petitioners do not allege any facts as to why a guardianship is necessary and convenient.</p> <p>Court Investigator Jennifer Young's Report filed on 1/14/14.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Petition does not state why a guardianship is necessary. Need Notice of Hearing. Need proof of service of the Notice of Hearing or Consent and Waiver of Notice or Declaration of Due Diligence for: <ol style="list-style-type: none"> Unknown maternal grandparents. 	
Teng age: 12 yrs				
Cont. from 012114				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input type="checkbox"/>	Notice of Hrg			X
<input type="checkbox"/>	Aff.Mail			X
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input checked="" type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input checked="" type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input checked="" type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input checked="" type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
		<p>Reviewed by: KT</p> <p>Reviewed on: 2/19/14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 21A – Cha</p>		

21A

21B Pahoua Cha, Gina Cha, Bee Cha, Achee Cha & Gao Nina Cha (GUARD)**Case No. 13CEPR01013****Atty Cha, Dee (pro per Petitioner/paternal cousin)****Atty Cha, Zoua (pro per Petitioner/paternal cousin)****Petition for Appointment of Guardian of the Person (Prob. C. 1510)**

Pahoua age: 14		<p align="center"><u>Temporary Expires 2/25/14</u></p> <p>DEE CHA, and ZOUA CHA, paternal cousins, are petitioners.</p> <p>Father: TONY CHA – deceased.</p> <p>Mother: MAI MOUA CHA – personally served on 11/24/13 and present in court on 1/21/14.</p> <p>Paternal grandparents – deceased. Maternal grandparents – unknown</p> <p>Petitioners state the children need a structured environment and guidance. The children have been through a lot of trauma since their father's passing. They wish to get the kids into counseling.</p> <p>Court Investigator Jennifer Young's Report filed on 1/14/14.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>4. Need proof of service of the Notice of Hearing or Consent and Waiver of Notice or Declaration of Due Diligence for:</p> <p>a. Unknown maternal grandparents.</p>	
Gina age: 10				
Bee age: 5				
Achee age: 4				
Gao age: 2				
Cont. from 012114				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input type="checkbox"/>	Aff.Mail			
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input checked="" type="checkbox"/>	Pers.Serv.			W/
<input checked="" type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input checked="" type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video			
<input checked="" type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input checked="" type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
<p>Reviewed by: KT</p> <p>Reviewed on: 2/19/14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 21B – Cha</p>				

21B

21C Pahoua Cha, Gina Cha, Bee Cha, Achee Cha & Gao Nina Cha (GUARD)**Case No. 13CEPR01013****Atty Cha, Toua (pro per Petitioner/paternal uncle)****Atty Cha, Julie (pro per Petitioner/paternal cousin)****Petition for Appointment of Guardian of the Person (Prob. C. 1510)**

Pahoua age: 14	TOUA CHA , paternal uncle and JULIE CHA , paternal cousin, are petitioners. Father: TONY CHA – deceased. Mother: MAI MOUA CHA – present in court on 1/21/14. Paternal grandparents – deceased. Maternal grandparents – unknown Petitioners state the children need a structured environment and guidance. The children have been through a lot of trauma since their father's passing. They wish to get the kids into counseling. Court Investigator Jennifer Young's Report filed on 1/14/14.	NEEDS/PROBLEMS/COMMENTS: 5. Need proof of service of the Notice of Hearing or Consent and Waiver of Notice or Declaration of Due Diligence for: b. Unknown maternal grandparents.	
Gina age: 10			
Bee age: 5			
Achee age: 4			
Gao age: 2			
Cont. from 012114			
<input type="checkbox"/> Aff.Sub.Wit.			
<input checked="" type="checkbox"/> Verified			
<input type="checkbox"/> Inventory			
<input type="checkbox"/> PTC			
<input type="checkbox"/> Not.Cred.			
<input checked="" type="checkbox"/> Notice of Hrg			
<input type="checkbox"/> Aff.Mail			<input checked="" type="checkbox"/>
<input type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<input type="checkbox"/> Pers.Serv.			
<input checked="" type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters			
<input checked="" type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video			
<input checked="" type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input checked="" type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
		Reviewed by: KT	
		Reviewed on: 2/19/14	
		Updates:	
		Recommendation:	
		File 21C – Cha	

Age: 3 months		<p align="center"><u>NO TEMPORARY REQUESTED</u></p> <p>NELLIE RODRIGUEZ TELLO, paternal grandmother, is petitioner.</p> <p>Father: ROBERT A. TELLO, consents and waives notice</p> <p>Mother: ELISA M. GARCIA, consents and waives notice</p> <p>Paternal Grandfather: Abel Tello, Sr., served by mail on 01/24/2014</p> <p>Maternal Grandfather: Roque Garcia, personally served on 12/03/2013</p> <p>Maternal Grandmother: Gracie Camarillo, personally served on 12/03/2013</p> <p>Petitioner states: both parents are underage and need to get an education and get a job in order to support the child. Petitioner states that she will be supporting and caring for the child until both parents finish school and are able to support the child financially.</p> <p>Court Investigator Samantha D. Henson's report filed 01/14/2014.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>	
Cont. from 012114				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			w/
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input checked="" type="checkbox"/>	Pers.Serv.			w/
<input checked="" type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input checked="" type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input checked="" type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input checked="" type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
				<p>Reviewed by: LV</p> <p>Reviewed on: 02/20/2014</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 22 – Tello</p>

Atty Holden, Serenity (Pro Per – Petitioner – Maternal Aunt)

Atty Lopez, Amy L. (for Seraphino Lopez – Maternal Grandfather)

Petition for Appointment of Temporary Guardianship of the Person

Age: 6		TEMPORARY EXPIRES 02/25/2014		NEEDS/PROBLEMS/COMMENTS:
		GENERAL HEARING 04/15/2014		<p>Page 23B is the Temporary Petition for Guardianship filed by Seraphino Lopez, maternal grandfather.</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service five (5) court days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> • Ryan Cole (Father) – Unless the Court dispenses with notice.
Cont. from		<p>SERENITY HOLDEN, maternal aunt, is petitioner.</p> <p>Father: RYAN COLE, Declaration of Due Diligence filed 02/11/2014</p> <p>Mother: SARAH COLE, Deceased</p> <p>Paternal Grandparents: Not Listed</p> <p>Maternal Grandfather: Seraphino Lopez</p> <p>Maternal Grandmother: Deceased</p> <p>Petitioner states: mother just died and father's absent and unable to care for the child. He has required supervised visits and restraining orders in the past and was last known to be homeless. Petitioner states that she can provide a very loving, stable and permanent home for the child.</p>		
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg	x		
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.	x		
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
				Reviewed by: LV
				Reviewed on: 02/21/2014
				Updates:
				Recommendation:
				File 23A – Cole

23A

Petition for Appointment of Temporary Guardianship of the Person

Age: 6		GENERAL HEARING 04/15/2014		NEEDS/PROBLEMS/COMMENTS:	
		SERAPHINO LOPEZ , maternal grandfather, is petitioner.		3. Need Notice of Hearing.	
		Father: RYAN COLE , Consents and Waives Notice		4. Need proof of personal service five (5) court days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for:	
Cont. from		Mother: SARAH COLE , Deceased		<ul style="list-style-type: none"> Serenity Holden (Guardian) 	
	Aff.Sub.Wit.				
✓	Verified				
	Inventory				
	PTC	Paternal Grandfather: Daniel Cole			
	Not.Cred.	Paternal Grandmother: Carrie Cole			
	Notice of Hrg	X	Maternal Grandmother: Leona Renee Lopez		
	Aff.Mail				
	Aff.Pub.				
	Sp.Ntc.				
	Pers.Serv.	X			
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
✓	UCCJEA				
	Citation				
	FTB Notice				
				Reviewed by: LV	
				Reviewed on: 02/21/2014	
				Updates:	
				Recommendation:	
				File 23B – Cole	